

Question first recurring on the motion of Senator Moore, yeas and nays were demanded.

The motion prevailed by the following vote:

**Yeas—18**

Carney	Parrish
Crawford	Ramsey
Graves	Spears
Jones	Stanford
Knight	Stone
Lane	Taylor
Lanning	Vick
Mauritz	Winfield
Moore	York

**Nays—8**

Aikin	Metcalf
Brown	Moffett
Bullock	Sulak
Hazlewood	Weinert

**Absent**

Morris

**Absent—Excused**

Chadick	Martin
Kelley	Shivers

Accordingly, the Senate, at 12:00 m., adjourned until 10:30 o'clock a. m. tomorrow.

**THIRTY-SIXTH DAY**

(Thursday, March 8, 1945)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Morris
Brown	Parrish
Carney	Ramsey
Crawford	Spears
Graves	Stanford
Jones	Stone
Knight	Sulak
Lane	Taylor
Lanning	Vick
Martin	Weinert
Metcalf	Winfield
Moffett	York
Moore	

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Leaves of Absence Granted**

Senators Hazlewood, Kelley, Chadick, Shivers, Mauritz, and Bullock were granted leaves of absence for today on account of important business on motion of Senator Lane.

**Reports of Standing Committees**

Senator Martin submitted the following report:

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred S. J. R. No. 12 by Mauritz, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

MARTIN, Chairman.

Senator Knight submitted the following report:

Austin, Texas,  
March 8, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was referred H. B. No. 302, have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be printed.

KNIGHT, Chairman.

Senator Jones submitted the following report:

Austin, Texas,  
March 8, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Commerce and Manufacturing to whom was referred S. B. No. 218, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

JONES, Chairman.

Senator Moffett submitted the following reports:

Austin, Texas,  
March 8, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising to whom was referred S. B. No. 75, have had same under consideration and wish to report committee substitute for Senate Bill No. 75 back to the Senate with the recommendation that it do pass and be printed in lieu of Senate Bill No. 75.

MOFFETT, Chairman.

The substitute bill reported was read first time.

Austin, Texas,  
March 8, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising to whom was referred S. B. No. 75, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that Committee Substitute do pass in lieu thereof and Committee Substitute only be printed.

MOFFETT, Chairman.

Senator Graves submitted the following reports:

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred S. B. No. 192, have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be printed.

GRAVES, Chairman.

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred S. B. No. 137, have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be printed.

GRAVES, Chairman.

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on In-

surance to whom was referred S. B. No. 133, have had said bill under consideration, and wish to report it back to the Senate with the recommendation that it do pass and be printed, with the amendment hereto attached.

GRAVES, Chairman.

Senator Sulak submitted the following report:

Austin, Texas,  
March 8, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 189, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SULAK, Chairman.

Senator Mauritz submitted the following reports:

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 176 by Morris, have had said bill under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be not printed.

MAURITZ, Chairman.

Austin, Texas,  
March, 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 241 by Love, have had said bill under consideration, and I am instructed to report it back to the Senate with recommendation that the bill do pass with Committee Amendment and be not printed.

MAURITZ, Chairman.

Austin, Texas,  
March 7, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 240 by Love et al, have had said bill under consideration, and I am instructed to report it back to the Sen-

ate with recommendation that the bill do pass and be printed.

MAURITZ, Chairman.

### Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senators Aikin and Lanning:

S. B. No. 236, A bill to be entitled "An Act providing for the transfer to the State Board of Control of the land upon which is located the CCC Camp at Longhorn Cavern State Park, Burnet County, Texas; describing in detail the land to be transferred; providing for the exception by the State Parks Board of certain boat houses and fifty acres of land surrounding same; providing the Board of Control is to have grazing privileges for the various eleemosynary institutions in certain state parks; directing the State Board of Control to fence off certain areas within the parks; authorizing the Board of Control to exclude from said park land livestock owned by private individuals; providing for the payment of rental to the State Parks Board by any eleemosynary institution or institutions using park land for grazing purposes which is now being leased to private individuals; authorizing the State Board of Control to use wood and water in connection with grazing privileges with certain restrictions, and declaring an emergency, and repealing all laws, or parts of laws in conflict herewith."

To Committee on State Affairs.

By Senator Jones:

S. B. No. 237, A bill to be entitled "An Act to amend Article 4690, Revised Civil Statutes of 1925, and declaring an emergency."

To Committee on Insurance.

By Senator Sulak:

S. B. No. 238, A bill to be entitled "An Act providing that any insurance company or association licensed by the Board of Insurance Commissioners to operate under Senate Bill No. 135, Acts of the Regular Session of the Forty-sixth Legislature, may issue policies on the stipulated, or specified premium plan which allow the insured the privilege of paying regular premiums weekly, monthly, quarterly, semi-annually, or annually as he may choose from time to time

and providing that such policies may provide that upon maturity of benefits payable under the policy, or certificate any balance of premium for the current policy year remaining unpaid shall be deducted from the benefits payable; validating these provisions in all outstanding policies, or certificates; repealing all laws or parts of laws in conflict herewith and declaring an emergency."

To Committee on Insurance.

By Senator Hazlewood:

S. B. No. 239, A bill to be entitled "An Act amending Article 5520 Revised Civil Statutes of Texas 1925 as amended by Acts of 42nd Legislature, Chapter 136, Page 230, providing that all actions for recovery of real estate by virtue of superior title retentions and for the foreclosure of vendor's Deed of Trust, Mortgage, Voluntary Mechanic's or Materialmen's Liens be instituted and powers of sale in mortgages and Deed of Trust be exercised within four (4) years after the maturity date of the debt secured as to bona fide purchasers, mortgagees or lessees unless extended and providing that such extension shall be a nullity as to bona fide third persons acquiring interests in the property without notice prior to filing and recording such extension and providing that the debt shall be conclusively presumed to have been paid and the lien cease to exist four (4) years after the maturity of the lien debt and providing that as to a series of notes or obligations or one payable in installments secured by such liens or retentions limitations shall commence on the maturity date of the final note obligation or installment and providing further that as to any lien debt covered by this article and heretofore due limitation on which has been tolled by any statute, the applicable period of limitation shall be either one year from the effective date of the Act or four (4) years from the date of the maturity of the lien debt, whichever is longer providing for the repeal of all laws in conflict and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Parrish:

S. B. No. 240, A bill to be entitled "An Act to permit any county containing a population of not less than three thousand seven hundred and

twenty (3,720) nor more than three thousand eight hundred and fifteen (3,815) according to the last preceding Federal Census, or any future Federal Census, to adopt by a majority vote of qualified voters of such county a county unit system to the extent provided in this Act; making provisions for the formation of a county-wide school district therein; making provision for holding election in each such county on the question of the adoption of the provision of this Act; making provision for holding election in each such county to determine whether an equalization tax not to exceed twenty-five (25) cents on the one hundred dollars valuation of property shall be levied and collected annually on all taxable property in the county, such tax to be distributed to the school districts of the county as herein provided; making provision for the assessment and collection tax, and prescribing the duties of the County Tax Assessor and Collector and County Superintendent; prescribing the duties of the County Board of School Trustees with respect to such tax and the funds derived therefrom; providing for the making of bond by the Tax Collector; providing that all rights, duties and powers of the several common and independent school districts in any such county shall remain undisturbed and shall not be affected, except as expressly provided in this Act; providing a saving clause; repealing all laws in conflict herewith; and declaring an emergency."

To Committee on Education.

By Senator Parrish:

S. B. No. 241, A bill to be entitled "An Act fixing the maximum rate of tax to be levied for school purposes in all county line independent school districts embracing parts of two or more counties, whether organized under general or special laws, and which, according to the last preceding approved original Scholastic Census, had a scholastic population of not less than seven hundred (700) and not more than twelve hundred (1,200) scholastics, and located in counties with a population of not less than five thousand (5,000) and not more than twelve thousand (12,000) inhabitants according to the last preceding Federal Census; repealing all laws and parts

of laws in conflict herewith; and declaring an emergency."

To Committee on Education.

By Senator Knight:

S. B. No. 242, A bill to be entitled "An Act providing for issuance of subpoenas in civil cases, by district or county clerks, and justices of the peace, for witnesses residing in the county of trial or within a radius of one hundred and fifty (150) miles of the place of trial, or who may be found within such areas at the time of trial; repealing conflicting laws and rules; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Stanford:

S. B. No. 243, A bill to be entitled "An Act amending Article 1302a, Revised Civil Statutes of Texas, 1925, as amended, by adding thereto another Section to be denominated Section 25, providing for the assessment and collection of a maintenance tax on gross premiums on all insurers writing Title Insurance to defray the salaries and expenses of carrying out the provisions of Article 1302a, Revised Civil Statutes of Texas, 1925, as amended and providing that any unexpended balance shall be carried over in succeeding years in a separate fund and shall reduce the assessments for succeeding years, and declaring an emergency."

To Committee on Insurance.

By Senator Carney:

S. B. No. 244, A bill to be entitled "An Act to amend Sec. 5, of Article 8307, Revised Civil Statutes of 1925, as amended, and declaring an emergency,"

To Committee on Civil Jurisprudence.

By Senator Spears:

S. B. No. 245, A bill to be entitled "An Act amending Senate Bill No. 200, Acts of the 46th Legislature, Regular Session 1939, Page 376, by amending Section 1, Sub-section (a); amending Section 2, Sub-section (a); adding a Sub-section (f) thereto; amending Sections 5 and 9 thereof; providing additional enforcement methods; defining bedding; requiring certain labeling; and declaring an emergency."

To Committee on State Affairs.

By Senator Spears:

S. B. No. 246, A bill to be entitled "An Act fixing the compensation of employees, deputies and assistants of certain designated District, County and Precinct Officers in counties having a population in excess of three hundred thousand (300,000) inhabitants according to the last preceding or any future Federal Census, and providing for the minimum salary to be paid to such employees, deputies and assistants; providing the method and means by which said employees, deputies and assistants shall be compensated; providing for an increase in the compensation of said employees, deputies and assistants, and the method and means by which said employees, deputies and assistants shall be additionally compensated; making this Act cumulative of all existing legislation which is not in conflict herewith affecting salaries of said employees, deputies and assistants; repealing all laws and parts of laws in conflict herewith to the extent of such conflict only; providing that if any section or part of this bill is found to be unconstitutional or invalid, that the rest of said Act shall not thereby become invalid; and declaring an emergency."

To Committee on Counties and County Boundaries.

By Senator Graves:

S. B. No. 247, A bill to be entitled "An Act to amend Acts 1909, p. 182; Acts 1937, 45th Legislature, p. 1255, ch. 472, Sec. 1 and 2 by adding thereto another section to be known as Section 1 (a) so as to permit insurance companies in lieu of filing a bond or depositing securities to present a certificate showing that they have on deposit in any state of the United States or in the District of Columbia in trust Two Hundred Thousand (\$200,000) Dollars for the benefit of all of such company's policyholders in the United States, and declaring an emergency."

To Committee on Insurance.

By Senator Graves:

S. B. No. 248, A bill to be entitled "An Act to amend Article 8018, Chapter 6, Title 128, Revised Civil Statutes of Texas, 1925, relating to refunding bonds of levee improvement districts, by making provision that such refunding bonds may be issued by levee improvement districts payable serially

or otherwise, not exceeding seventy-five years from the date thereof; providing that matured interest coupons appertaining to any legally issued bonds of any levee improvement district may be refunded by the issuance of bonds of such district in exchange for and in lieu of such matured interest coupons; enacting provisions incident and relating to the subject and purpose of this Act; and declaring an emergency."

To Committee on State Affairs.

By Senator Lanning:

S. B. No. 249, A bill to be entitled "An Act amending Section 3, Article 3344, Revised Statutes of the State of Texas, 1925, relating to probate of will so as to hereafter read:

If no one of the witnesses are living or cannot be located, or if in the armed service of the United States, or, if after having witnessed the execution of the will, the witness or witnesses have become incapacitated to give testimony, by two witnesses to the handwriting of a subscribing witness, or witnesses thereto, and of the testator, is signed by him, proof may be either by affidavit taken in open court, and subscribed by the witness or witnesses, or by deposition; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Sulak:

S. B. No. 250, A bill to be entitled "An Act to require applicants for registration of vehicles subject to registration by law to present to the county tax collector to whom application for registration is made a statement showing the county, school district, city or town, and other taxing districts by which such vehicles were taxable for the preceding year, and to exhibit to such tax collector receipts or certificates showing payment of all state, county, city or town, school district or other taxing district ad valorem taxes for such preceding year for which such vehicle was taxable, making it unlawful for the Highway Department or any collector to issue or cause to be issued registration receipts or license plate, or for any applicant to receive same vehicle without compliance with the provisions of this Act; and declaring an emergency."

To Committee on State Affairs.

By Senator York:

S. B. No. 251, A bill to be entitled "An Act to amend Article 1373, Penal Code of 1925, and increasing the penalty for a violation thereof and declaring an emergency."

To Committee on Criminal Jurisprudence.

#### Senate Joint Resolution on First Reading

The following resolution was introduced, read first time, and referred to the Committee on Constitutional Amendments:

By Senators Bullock, Metcalfe, and Mauritz:

S. J. R. No. 17, Proposing an amendment to Article VIII of the Constitution of the State of Texas, by adding thereto a new section to be known as "Section 7-a" providing that all road-user tax revenue shall be used exclusively for road purposes under the regulations prescribed by the Legislature, excepting that one-fourth (1/4) of the net revenue derived from motor fuel taxes are allocated to the State Available School Fund; providing for proclamation, publication and election and appropriating the necessary funds therefor.

#### Amending Senate Rule 114

Senator Aikin submitted the following motion in writing:

I move that Senate Rule No. 114 be amended to provide that bills may be introduced in the Senate through March 12th, 1945.

The motion prevailed by the following vote:

#### Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Ramsey
Crawford	Spears
Graves	Stanford
Jones	Stone
Knight	Sulak
Lane	Taylor
Lanning	Vick
Martin	Weinert
Metcalfe	Winfield
Moffett	York
Moore	

#### Absent—Excused

Bullock	Kelley
Chadick	Mauritz
Hazlewood	Shivers

#### Communication from Lic. Villalobos of the Republic of Mexico

The President announced the receipt of, and read to the Senate, the following communication from Lic. Antonio Villalobos of the Republic of Mexico:

Mexico D. F. Tropical 6, 1945.

Presidente de la H Camara Senadores:  
Austin, Texas:

Como Senador Republica y Presidente Partido Revolution Mexicana felicito calurosamente integrantes comision Senado suscribio distamen aprobatatoria proyecto ley. Anti-Discriminatoria Spear. Esperando Panamericanismo y alto espiritu humanista treinta y un Senadores ese estado aprobaran dictamen como actot justicia nuestros connacionales vejados y discriminados por gentes no tienen derecho reputarse miembros gran comunidad estadounidense palad in politica buen vecino atentamente.

Lic. Antonio Villalobos.

(Translation)

Mexico, D. F., Mar. 6, 1945.

President of the Senate,  
Austin, Texas.

As Senator of the Republic and as President of the Party of the Mexican Revolution I warmly felicitate the body and suggest that the Senate subscribe to the approval of the projected Anti-discrimination Law by Spears. Hoping that the Pan Americanism and high spirit of humanitarianism of the 31 Senators of that State will give their approval to this suggestion as an act of justice to our co-nationals that are vexed and discriminated against by people not having the right to repute the members of the great Community of the United States as a political paladin in the attainment of good neighborliness.

Lic. Antonio Villalobos.

The President replied to the communication as follows:

Lic. Antonio Villalobos  
Chamber of the Senate of the Republic  
Mexico, D. F.

I warmly acknowledge the receipt of your telegram and assure you that the Senate of Texas will give sincere consideration to your considerate and respectful request. I assure you personally of my high esteem for the great Mexican people and I express

our appreciation for the splendid citizens of Mexican origin, with which the State of Texas is blessed. Senate Bill No. 1 by Spears was unanimously passed favorably by the Committee on State Affairs, and is now on the Senate calendar to be considered in due order. With personal felicitations.

John Lee Smith,  
Lieut. Governor of Texas.

On motion of Senator Spears, the communication and the reply were ordered printed in the Journal.

#### Executive Session

At 11:00 o'clock a. m., Senator Winfield asked unanimous consent of the Senate that the Senate hold an executive session immediately.

There was no objection offered.

Accordingly, the floor and galleries were cleared, and the doors leading from the Senate Chamber were closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk the following appointments had been confirmed:

To be a member of the Game, Fish and Oyster Commission for term expiring September 1, 1949:

Frank Jones of Marfa, Presidio County.

To be members of the Board of Directors of the Upper Colorado River Authority for six year terms to expire January 1, 1951:

L. T. Youngblood of Bronte, Coke County.

J. Culberson Deal of San Angelo, Tom Green County.

R. M. Simmons of Sweetwater, Nolan County.

To be members of the Board of Directors of the Central Colorado River Authority for six year terms to expire January 1, 1951:

O. L. Cheaney of Santa Anna, Coleman County.

Leroy Stockard of Santa Anna, Coleman County.

Frank Hudson of Novice, Coleman County.

To be member of the Board of Architectural Examiners for a six year term to expire July 26, 1949:

John Thomas Rather, Jr., of Houston, Harris County.

To be members of the Board of Directors of Texas Technological College

for six year terms to expire February 19, 1951:

Charles O. Thompson of Colorado, Mitchell County.

A. G. (Pat) Mayse of Paris, Lamar County.

Mark McGee of Fort Worth, Tarrant County.

To be Public Weigher in and for the City of Corpus Christi, County of Nueces, for a two year term beginning March 17, 1945:

J. Wilbur Cain of Corpus Christi, Nueces County.

To be Public Weighers in and for Harris County for two year terms:

J. D. Woolford, Houston, Harris County (term expiring February 28, 1947).

L. D. Bangard, Houston, Harris County (term expiring February 28, 1947).

J. F. Manley, Houston, Harris County (term expiring February 28, 1947).

To be member and Chairman of the State Highway Commission for a six year term to expire February 15, 1951:

Hon. John S. Redditt of Lufkin, Angelina County.

#### In Legislative Session

The President called the Senate to order as in Legislative Session at 11:25 o'clock a. m.

(Senator Winfield in the Chair)

Senate Bill 181 on Passage to Engrossment

(Special Order)

The Presiding Officer laid before the Senate, as the unfinished special order on its passage to engrossment (the bill having been read second time on March 6, 1945):

S. B. No. 181, A bill to be entitled "An Act amending Article 1302, Title 32, Revised Civil Statutes of Texas, by adding a new section thereto to be known as "2A" authorizing the creation and operation of charitable corporations for the purpose or purposes of owning and operating non-profit cooperative hospitals, and for the purpose of providing medical, dental, health, surgical, nursing, hospitalization and related services and benefits, for the members and families of the

members of such corporation; providing that such corporation shall not be deemed to be insurance companies and shall not be subject to the insurance laws of Texas; etc., and declaring an emergency."

With the following amendment by Senator York pending.

Amend S. B. 181 as amended so that the last sentence in Section 2A shall read as follows: "Any such corporation so organized shall be declared to be an insurance company and shall be subject to the insurance laws of Texas."

Senator York was permitted to withdraw the amendment.

Senator Spears offered the following amendment to the bill:

Amend S. B. 181 by striking out all of lines 33 beginning with the word "any" and ending on line 35 with the word "Texas."

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend S. B. 181 by striking out Section 3, page 1.

The amendment was adopted.

Senate Bill 181 was then passed to engrossment.

#### Senate Bill 181 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 181 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—25

Aikin	Morris
Brown	Parrish
Carney	Ramsey
Crawford	Spears
Graves	Stanford
Jones	Stone
Knight	Sulak
Lane	Taylor
Lanning	Vick
Martin	Weinert
Metcalf	Winfield
Moffett	York
Moore	

#### Absent—Excused

Bullock	Kelley
Chadick	Mauritz
Hazlewood	Shivers

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—16

Aikin	Metcalf
Crawford	Moffett
Graves	Morris
Jones	Parrish
Knight	Ramsey
Lane	Stanford
Lanning	Taylor
Martin	York

#### Nays—9

Brown	Sulak
Carney	Vick
Moore	Weinert
Spears	Winfield
Stone	

#### Absent—Excused

Bullock	Kelley
Chadick	Mauritz
Hazlewood	Shivers

#### Message from the House

Hall of the House of Representatives  
Austin, Texas  
March 8, 1945

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following Bill:

H. B. No. 40, A bill to be entitled "An Act to amend Section 5 of House Bill No. 18, Chapter 400, Acts of the Forty-fourth Legislature, First Called Session, 1935, as amended by Section 1 of Article XIX of House Bill No. 8, Chapter 184, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended by Section 1 of House Bill No. 10, Chapter 205, Acts of the Forty-eighth Legislature, Regular Session, 1943, by providing an exemption of any place or places where or from which ice is sold, provided as much as seventy-five per cent of the gross proceeds of the business done each preceding calendar year at or from

such place or places is derived from the sale of ice; providing a saving clause; providing that all laws or parts of laws in conflict herewith are hereby repealed; and declaring an emergency."

With Engrossed Rider.

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives  
(President in the Chair)

#### Bills and Resolutions Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following bills and resolutions:

S. B. No. 107, A bill to be entitled "An Act to amend Section 2 of Article 2 of H. B. No. 176, Chap. 373, Acts of the 48th Legislature, 1943; and declaring an emergency."

S. B. No. 85, A bill to be entitled "An Act amending Chapter 88, House Bill No. 6, Section 13, Acts of the Forty-first Legislature, Second Called Session, as amended by the Acts of the Forty-third Legislature, Regular Session, Chapter 178, Section 1, House Bill No. 459, as amended by the Acts of the Forty-eighth Legislature, Regular Session, Chapter 51, Sections 1, 2, 3, 4, 5, and 6, House Bill No. 273, to permit the State Highway Department to issue for the 1946, 1947, and 1948 registration years single plate or plates of metal or other material, symbols, tabs; or other devices, in connection with or in lieu of the motor vehicle license plate or plates; authorizing the Highway Department to prescribe the place of attachment of the license plate or plates, symbols, tabs or other devices; amending Chapter 178, House Bill No. 459, Section 2, Acts of the Forty-third Legislature, Regular Session, to provide for the design, specifications and purchase of such registration insignia; repealing all laws in conflict herewith; providing a saving clause; and declaring an emergency."

S. B. No. 17, A bill to be entitled "An Act appropriating the sum of \$13,250.00 or so much thereof as may be necessary to satisfy, according to the terms thereof, the judgment rendered against the State of Texas in favor of W. D. Malone in Cause No. 53,930 in the Fifty-third District Court of Travis County, Texas, such judgment having been appealed to

the Court of Civil Appeals and affirmed, and writ of error having been refused for want of merit by the Supreme Court of Texas, and the case having been finally disposed of by the Supreme Court of the State of Texas under Application Docket No. 26,902; and declaring an emergency."

H. B. No. 236, Granting the Commissioners Court of Williamson County permission to pay out of the General Fund of said County bounties for the destruction of rattlesnakes and pradtory animals; and declaring an emergency."

H. B. No. 355, A bill to be entitled "An Act declaring the policy of the State of Texas with reference to regulations permitting the taking of game and fish in that portion of the State inundated by a dam across Red River at Denison, Texas, and the federally owned lands in connection therewith, under the provisions of Chapter 213, House Bill No. 654, Regular Session, Forty-eight (48th) Legislature, which is continued in effect; providing for certain licenses for the privilege of hunting or fishing in or over Lake Texoma and its connecting federally owned lands and fixing the fees for same; providing a suitable penalty for violation of any provision of this act; providing for disposition of funds collected from the sale of such licenses; prescribing purposes for which said funds may be used; repealing conflicting laws; providing a rule of construction; and declaring an emergency."

H. B. No. 271, Appropriating the sum of One Thousand Seven Hundred and Fifty Dollars (\$1,750), or so much thereof as may be necessary, to the Texas State Board of Registration for Professional Engineers for the employment of two (2) clerks at a salary of One Hundred and Twenty-five Dollars (\$125) per month each for the remainder of the current fiscal year ending August 31, 1945.

H. B. No. 143, A bill to be entitled "An Act creating the 9th Judicial District Court of Nueces County; defining its jurisdiction; adjusting business of the 28th District Court of Nueces County and the 117th District Court of Nueces County with the Court created hereby; prescribing the duties of the District Clerk with respect

thereto; excluding the Criminal District Court of Nueces County from the provisions of the Act; providing for the appointment and subsequent election of a Judge; and fixing the time during which said Court shall exist; and declaring an emergency."

S. B. No. 207, A bill to be entitled "An Act providing a method whereby the Board of Education or the Board of Trustees, as the case may be, of any independent school district created under the general laws of this State or by Special Act of the Legislature in which there may be situated a city having a population of 380,000 or more according to the last preceding federal census or any subsequent federal census, may divest themselves of the management, control and operation of junior colleges and universities maintained by such independent school districts and operated in connection therewith and vest the same in a separate Board to be known as the Board of Regents of any such junior colleges and/or universities, etc. . . ; and declaring an emergency."

S. C. R. No. 19, To authorize a Service Ribbon to be issued to members of volunteer military defense companies.

S. C. R. No. 20, Relative to transferring the present military installation located on the Indianola Anti-Aircraft Gunnery Range to the County of Calhoun.

H. C. R. No. 30, Relative to the inauguration of the planting and propagation of a county selected tree or shrub in Texas.

H. C. R. No. 36, Inviting Hon. Wick Fowler to address a joint session of the Legislature.

H. C. R. No. 37, Authorizing correction of H. B. No. 13.

(Senator Winfield in the Chair)

#### Motion to Take up House Bill 27

Senator Ramsey moved that Section 5 of Article III of the State Constitution be suspended and that H. B. No. 27 be taken up for consideration at this time.

Question—Shall the motion prevail?

(President pro tempore Moffett in the chair)

#### Adjournment

Senator Jones moved that the Sen-

ate adjourn until 10:00 o'clock a. m. tomorrow.

Senator Lanning moved that the Senate adjourn until 10:30 o'clock a. m., Monday, March 12, 1945.

Question first recurring on the motion of Senator Lanning, yeas and nays were demanded.

The motion prevailed by the following vote:

#### Yeas—18

Brown	Moore
Carney	Parrish
Crawford	Ramsey
Graves	Spears
Knight	Stanford
Lane	Taylor
Lanning	Vick
Martin	Winfield
Metcalf	York

#### Nays—7

Aikin	Stone
Jones	Sulak
Moffett	Weinert
Morris	

#### Absent—Excused

Bullock	Kelley
Chadick	Mauritz
Hazlewood	Shivers

The Senate, accordingly, at 12:05 p. m., adjourned until 10:30 o'clock a. m. Monday, March 12, 1945.

### THIRTY-SEVENTH DAY

(Monday, March 12, 1945)

The Senate met at 10:30 a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Moffett
Brown	Moore
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Spears
Jones	Stanford
Knight	Stone
Lane	Sulak
Lanning	Vick
Martin	Weinert
Metcalf	York

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.